

#5  
Hoffmann (1992)  
PATENT  
5/20/96

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Chiou, et al.

Serial No.: 08/586,555

Filed: January 16, 1996

For: SQUARE ANTI-SYMMETRIC  
UNIFORMLY REDUNDANT ARRAY  
CODED APERTURE IMAGING  
SYSTEM

Examiner: Unassigned

Group Art Unit: 2586

Docket: 334-72

Dated: May 10, 1996

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MAY 10 1996  
GROUP 220/290/L&R

**Certification of Facsimile Transmission**

I hereby certify that this paper is being facsimile transmitted to the  
Patent and Trademark Office on the date shown below.

Assistant Commissioner for Patents  
Washington, DC 20231

Attention: Licensing &amp; Review Board

Signature William E. Lewis Date 5/10/96**LETTER**

Sir:

In response to a telephone conversation that the undersigned attorney conducted today with Ms. Joyce Brown of the Licensing & Review Board, this letter and accompanying documents are being facsimile transmitted herewith in an effort to rectify what Applicants believe is an inadvertent oversight by the United States Patent and Trademark Office.

Specifically, in response to an Informal Notice to file a Department of Energy (DOE) property rights statement (45-Day Letter) dated February 28, 1996, Applicants filed such statement on March 28, 1996 in the form of a Declaration executed by the inventors setting forth the information requested in the Informal Notice. A copy of the 45-Day Letter and Applicants' response is enclosed herewith. Subsequently, Applicants received a return postcard, date stamped by the United States Patent and Trademark Office Mail Room, evidencing the fact that such response was received by the United States Patent and Trademark Office on April 1, 1996, i.e., within the 45-day response period set forth in the 45-Day Letter. A copy of the date stamped return postcard is also enclosed herewith.

William E. Lewis  
William E. Lewis  
Registration No.: 39,274

HOFFMANN & RON  
350 Jericho Turnpike  
Jericho, New York 11753  
(516) 822-3550

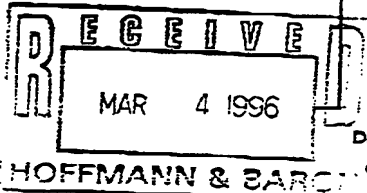
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334:72:HDNY1:15149\_1


**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

 Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
08/586,555	1/16/96	WALTER C. CHIOU ET AL	334-72

 GERALD T. BODNER, ESQ.  
HOFFMANN & BARON  
350 JERICHO TURNPIKE  
JERICHO, NY 11753


EXAMINER	
ART UNIT	PAPER NUMBER
	2

DATE MAILED:

MAILED

FEB 28 1996

LICENSING &amp; REVIEW

**IF NO RESPONSE TO THIS NOTICE IS RECEIVED WITHIN FORTY-FIVE DAYS, A  
FORMAL REQUIREMENT WILL BE ISSUED**

The subject matter of this application appears to:

- ☒ be "useful in the production or utilization of special nuclear material or atomic energy" as recited in 42 U.S.C. 2182 (Department of Energy (DOE)).
- ☐ "have significant utility in the conduct of aeronautical and space activities" as recited in 42 U.S.C. 2457 (National Aeronautics and Space Administration (NASA)).

Accordingly, no patent can issue on this application unless applicant(s) file a statement (under oath or in the form of a declaration as provided by 37 CFR 1.68) setting forth (1) the full facts concerning the circumstances under which the invention was made and conceived and (2) the relationship (if any) of the invention to the performance of any work under any contract or other arrangement with the Agency(ies) noted above. On the reverse side of this form is an example of an acceptable format for this statement. The language appearing in paragraphs III and/or IV of the example *must* appear if applicant is attempting to establish that no relationship (under item 2 above) exists.

If the invention disclosed in this application was developed under a contract, grant or cooperative agreement between the Agency indicated above and a person, small business or non-profit organization and rights to the invention have been determined by specific reference to 35 U.S.C. 202 in the contract, grant or cooperative agreement, then applicant need not submit the statement described above. Instead, applicant may file a verified statement (under oath or in the form of a declaration, 37 CFR 1.68) setting forth the information required by 35 U.S.C. 202(c)(6).

IF NO STATEMENT HAS BEEN RECEIVED WITHIN FORTY-FIVE DAYS OF THE MAIL DATE INDICATED ABOVE, a formal requirement for statement will then be issued. No provision is made for extension of the statutory thirty-day period for response to the formal requirement and the penalty for failure to file an acceptable and timely statement is abandonment of the application. Therefore, applicants are strongly encouraged to submit a statement at this time in order to avoid the issuance of a formal requirement.

IT IS IMPORTANT TO NOTE that the statement must accurately represent the property rights situation of the claimed invention if and when the application is found allowable. Thus, if during prosecution before the examiner, the claimed invention is so altered or the property rights situation so changed as to impact the accuracy of a statement submitted earlier, a supplemental statement must be filed. Failure to submit such additional information where appropriate may be considered a false representation of material facts and render the patent owner vulnerable to loss of patent rights and other sanctions as set forth in the statutes. The PTO will not review allowed applications for this possibility. The responsibility for complying with the statutes rests with the applicants.

Any questions regarding this requirement should be directed to Licensing and Review at (703) 308-3312.

**PLEASE DIRECT ALL COMMUNICATIONS RELATING TO THIS MATTER TO THE  
ATTENTION OF LICENSING AND REVIEW**

The following is an example of an acceptable property rights statement. Statements of this type are, of course, only suitable for situations in which **NO** Agency funds or other considerations were involved in the making or conception of the invention. While this example is in the form of a declaration, a sworn document is equally acceptable.

I (We) \_\_\_\_\_  
citizens of \_\_\_\_\_  
residing at \_\_\_\_\_  
declare: \_\_\_\_\_

That I (we) made and conceived the invention described and claimed in patent application: \_\_\_\_\_

Serial Number \_\_\_\_\_ filed in the United States of America on \_\_\_\_\_  
titled \_\_\_\_\_

(Check and complete either I or II below)

(Check III and/or IV below as appropriate)

☐ I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by \_\_\_\_\_. That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of \_\_\_\_\_. Other relevant facts are \_\_\_\_\_  
(name of employer)

That to the best of my (our) knowledge and belief (and/or) based upon information provided by \_\_\_\_\_  
\_\_\_\_\_ of \_\_\_\_\_:

—OR—

☐ II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

That to the best of my (our) knowledge and belief:

☐ III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors; Energy Research and Development Administration or the Department of Energy.

—AND/OR—

☐ IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

The undersigned inventor(s) declare further that all statements made herein of his or her (their) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

## PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Chiou, et al.

Serial No.: 08/586,555

Filed: 1/16/96

For: SQUARE ANTI-SYMMETRIC  
UNIFORMLY REDUNDANT  
ARRAY CODED APERTURE  
IMAGING SYSTEM

Examiner: Unassigned

Group Art Unit: Unassigned

Docket: 334-72

Dated: March 28, 1996

Assistant Commissioner for Patents  
Washington, DC 20231

Attn: Licensing and Review Board

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MAY 10 1996


GROUP 220/290/L&amp;R

LETTER

Sir:

In response to the communication dated February 28, 1996 from the Licensing and Review Board, provided herewith is a Declaration signed by co-inventor Walter Chiou and by co-inventor Richard C. Augeri, as required under the provisions of 37 C.F.R. 1.68.

Respectfully submitted,



Gerald T. Bodner

Registration No.: 30,449

Attorney for Applicant(s)

HOFFMANN & BARON  
350 Jericho Turnpike  
Jericho, New York 11753  
(516) 822-3550

334:72:HBNY1:13407\_1

I hereby certify this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to Assistant Commissioner for Patents, Washington, D.C.

20231 on March 28, 1996Dated: 3-28-96 / D. Bodner

Best Available Copy

APPLICANT: Chiou, et al.  
SERIAL NO.: 08/586,555  
FILING DATE: 1/16/96 GROUP ART UNIT: Unassigned  
DRAWING: Unassigned DOCKET: 334-72  
Certificate of Mailing Dated 3/28/96  
Express Mail Label No. \_\_\_\_\_

The U.S. Patent and Trademark Office date stamp  
will acknowledge receipt of the following:

- ( ) Amendment ( ) \_\_\_\_\_ Mo. Extension of Time
- ( ) Assignment ( ) IDS w/PTO 1449 & References
- ( ) Patent Application
- ( ) \_\_\_\_\_ Sheets of (In) Formal Drawings
- ( ) Declaration/Power of Attorney
- ( ) Small Entity Statement
- ( ) Response to Notice of Missing Parts
- ( ) Issue Fee
- ( ) \_\_\_\_\_ Year Patent Maintenance Fee
- ( ) Trademark Application
- ( ) Drawing ( ) Specimen (x) ( )
- ( ) Check(s) \$ \_\_\_\_\_
- ( ) Transmittal with Fee Authority/ ( )

(X) LETTER

(X) Declaration



HOFFMANN &amp; BARON

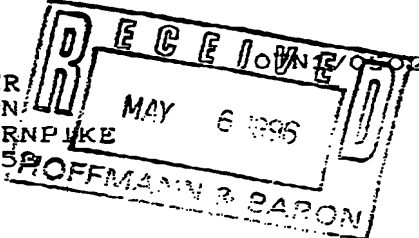
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Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
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Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/586.555	01/16/96	CHIOU	W 334-72

GERALD T BODNER  
HOFFMAN & BARON  
350 JERICO TURNPIKE  
JERICO NY 11759



EXAMINER

ART UNIT	PAPER NO.
2506	4

DATE MAILED: 05/02/96

# REQUIREMENT FOR STATEMENT UNDER §152 OF THE ATOMIC ENERGY ACT

The subject matter of this application is considered "useful in the production or utilization of special nuclear material or atomic energy."

No patent for any invention "useful in the production or utilization of special nuclear material or atomic energy" may issue unless the applicant files a statement WITHIN THIRTY DAYS from request thereof by the Commissioner of Patents & Trademarks setting forth the full facts surrounding the making or conception of the invention described in the application and whether the invention or discovery was made or conceived in the course of or under any contract, subcontract, or arrangement entered into with or for the benefit of the Energy Research and Development Administration or the Department of Energy as required under section 152 of the Atomic Energy Act of 1954, 42 USC §2182.

Applicant is hereby given a period of THIRTY DAYS from the mailing date of this letter to file the required statement under 42 USC §2182. Failure to submit the required statement within the thirty day period will result in ABANDONMENT of the application. The thirty day period is fixed by §2182 of the Act and cannot be extended. Thus, no extension of this period may be obtained under either 37 CFR §1.136(a) or (b).

*Joanne P. Hodge*  
Joanne P. Hodge  
Supervisory Applications Examiner  
Special Laws Administration

Please direct all written communications regarding this matter to:  
The Commissioner of Patents & Trademarks  
Washington, D.C. 20231  
Attention: Licensing & Review  
Please direct all telephone calls regarding this matter to:  
Joyce Brown. 703-308-3350

DATE: May 10, 1996FACSIMILE TRANSMISSION COVER SHEET

TO: U.S. Patent and Trademark Office  
Attention: Ms. Joyce Brown  
Licensing & Review Board

For: Serial No. 08/586,555 filed 1/16/96FAX NO.: 1-(703) 306-4195FROM: William E. Lewis, Esq.SENDER: MargueriteHOFFMANN & BARON  
ATTORNEYS AT LAWNY OFFICE350 JERICHO TURNPIKE  
JERICHO, N.Y. 11753TELEPHONE: 516-822-3550  
TELECOPIER: 516-822-3582NJ OFFICE1055 PARSIPPANY BOULEVARD  
PARSIPPANY, N.J. 07054TELEPHONE: 201-331-1700  
TELECOPIER: 201-331-1717NUMBER OF PAGES TO FOLLOW: 9CONFIDENTIALITY NOTICE

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DATE: May 10, 1996FACSIMILE TRANSMISSION COVER SHEET

TO: U.S. Patent and Trademark Office  
Attention: Ms. Joyce Brown  
Licensing & Review Board

For: Serial No. 08/586,555 filed 1/16/96FAX NO.: 1-(703) 306-4195FROM: William E. Lewis, Esq.SENDER: MargueriteHOFFMANN & BARON  
ATTORNEYS AT LAWFAX COPY RECEIVED  
MAY 10 1996  
GROUP 220/290/L&RNY OFFICE350 JERICHO TURNPIKE  
JERICHO, N.Y. 11753TELEPHONE: 516-822-3550  
TELECOPIER: 516-822-3582NJ OFFICE1055 PARSIPPANY BOULEVARD  
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